

K&L GATES

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Loly Garcia Tor  
Partner  
loly.tor@klgates.com

**Via ECF**

T +1 973 848 4026  
F +1 973 848 4001

Hon. Jamel K. Semper, U.S.D.J.  
United States District Court for the District of New Jersey  
Martin Luther King Building & U.S. Courthouse  
50 Walnut Street  
Newark, NJ 07101

**Re: *Ylitalo v. Automatic Data Processing, Inc., et al.***  
**Case No. 2:24-cv-7635-JKS-LDW**

Dear Judge Semper:

I represent Defendant American Century Investment Services, Inc. ("American Century") in the above-referenced action. On behalf of American Century and defendants Automatic Data Processing, Inc. and ADP, Inc. (collectively, the "Defendants"), we write to update the Court regarding our letter dated November 27, 2024, and the accompanying Declaration of Margaret Murphy, which we provisionally submitted under seal.

Defendants submitted the above-referenced letter and Declaration on the assumption that the Plaintiff in this action and his counsel might regard the rate of return on Mr. Ylitalo's IRA account from the date of the initial contribution to that account through November 22, 2024 as confidential information. After several inquiries, we were informed today by Plaintiff's counsel, Mr. Federman, that "[w]e do not believe the information should or qualifies to be sealed." Consequently, Defendants withdraw their request that their November 27, 2024 letter and the accompanying Declaration of Margaret Murphy be filed under seal.\*\*

Respectfully submitted,

*/s/ Loly Garcia Tor*

Loly Garcia Tor

cc: All counsel of record [via ECF]

\*\* The Clerk of Court is directed to unseal the documents at ECF 36.

**SO ORDERED.**

*s/ Leda Dunn Wettre, U.S.M.J.*

**Dated:** 12/6/2024